IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 22ND NOVEMBER 2007 / 1ST AGRAHAYANA 1929

WP(C).No. 4280 of 2004(H)

PETITIONER:

THE MANAGER, AL-AMEEN EDUCATIONAL TRUST
EDAPPALLY, KOCHI-682 024.

BY ADV. SRI.ELVIN PETER P.J.

RESPONDENTS:

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1. THE PRINCIPAL SECRETARY, HIGHER
EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT,
TRIVANDRUM.

2. THE MAHATMA GANDHI UNIVERSITY
REP.BY ITS REGISTRAR, ATHIRAMPUZHA,
KOTTAYAM DISTRICT.

R1 BY GOVERNMENT PLEADER, SMT.LATHA T.THANKAPPAN
R2 BY ADV. SRI. T.A. SHAJI, SC, M.G.UNIVERSITY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO. 4280/2004

APPENDIX

PETITIONER'S EXHIBITS:

EXT. P1: COPY OF THE REPRESENTATION DATED 20.10.2003 SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.

EXT. P2: COPY OF THE ORDER NO.34818/B3/2003/HEDN. DT.12.1.2004.

EXT. P3: COPY OF THE GOVERNMENT ORDER NO.G.O.(MS) NO.132/2003/H.EDN DT. 3.9.2003 ISSUED BY THE 1ST RESPONDENT.

/TRUE COPY/

P.A. TO JUDGE

JP

KURIAN JOSEPH J.

Writ Petition (Civil) No.4280 of 2004

Dated 22nd November, 2007.

J U D G M E N T

Petitioner is aggrieved by Ext.P2. There is also a prayer for a direction to the first respondent to sanction four courses on aided basis. On 9.2.2003, this court passed the following order :-

> "Since the Government has taken a stand that it cannot approve commencement of new courses in aided colleges on "aided basis", there will be a stay against granting approval for any new course in any aided college pending further orders in the W.P."

The writ petition is disposed of making it clear that in case the Government proposes to sanction aided courses in any college, the case of the petitioner will also be considered.

KURIAN JOSEPH, JUDGE.

tgs